

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

UNITED STATES OF AMERICA : Hon. Peter G. Sheridan
v. : Criminal No. 08-549 (PGS)
ROBERT SEAN FLOOD : SCHEDULING AND CONTINUANCE ORDER

This matter having come before the Court on the joint application of Ralph J. Marra, Jr., Acting United States Attorney for the District of New Jersey (by Lee D. Vartan, Assistant U.S. Attorney), and defendant Robert Sean Flood (by Charles Moriarty, Esq.), for an order setting the briefing and trial schedules in this matter and for an order granting a continuance of the proceedings in this matter:

IT IS ORDERED that defendant shall file any motions no later than December 31, 2008;

IT IS FURTHER ORDERED that any reply to defendant's motions shall be filed no later than January 12, 2009;

IT IS FURTHER ORDERED that argument of any motions filed shall be January 26, 2009;

IT IS FURTHER ORDERED that the trial in this matter is set for February 9, 2009; and

IT IS FURTHER ORDERED that the period from December 16, 2008 through February 9, 2009 shall be excludable in computing time under the Speedy Trial Act of 1974 because: (1) the parties are preparing to engage in preliminary discussions concerning entering into a plea agreement, and the defendant desires additional time to review discovery, and both the

United States and the defendant seek additional time to pursue such discussions, which may render trial of this matter unnecessary; (2) the defendant has consented to the continuance; (3) the grant of a continuance will likely conserve judicial resources; and (4) pursuant to Title 18 of the United States Code, Section 3161(h)(8), the ends of justice served by granting the continuance outweigh the best interests of the public and the defendant in a speedy trial.

 12/10/08

HON. PETER G. SHERIDAN
United States District Judge

Consented and Agreed to by:



Charles Moriarty, Esq.
Counsel for defendant Flood



Lee B. Varian
Assistant U.S. Attorney